

FORM PTO-1390 (REV. 10-2003)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 21083YP
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold; text-align: center;">10/509213</div>
INTERNATIONAL APPLICATION NO. PCT/US03/07517	INTERNATIONAL FILING DATE March 13, 2003	PRIORITY DATE CLAIMED April 10, 2002
TITLE OF INVENTION PHARMACEUTICAL COMPOSITIONS CONTAINING AN HIV INTEGRASE INHIBITOR AND A NONIONIC SURFACTANT		
APPLICANT(S) FOR DO/EO/US Sandra Robertson, Maria T. Cruanes, Sami Karaborni, Drazen Ostovic, Xi-Yong Fu, Ashkan Kamali, Santipharp Panmai and Russell V. Plank		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (19) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (PCT Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed [35 U.S.C. 371(c)(2)] <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)]. 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]. <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]. 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]. 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]. <p>Items 11 to 18 below concern other document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input checked="" type="checkbox"/> Other items or information: Letter Regarding the Basic National 		

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT Sept. 24, 2004

EXPRESS MAIL NO. EL989589302 US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE"
ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VIRGINIA 22313-1450.

MAILED BY SA [Signature] DATE Sept 24 2004

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/509213		INTERNATIONAL APPLICATION NO. PCT/US03/07517		ATTORNEY'S DOCKET NUMBER 21083YP	
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19. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]: Neither international preliminary examination fee (37 CFR 1.482) nor international search fee [37 CFR 1.445(a)(2)] paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1,080.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO..... \$920.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee [37 CFR 1.445(a)(2)] paid to USPTO \$770.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$730.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$730.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)].					
Claims	Number Filed	Number Extra	Rate		
Total Claims	30 - 20 =	10	X \$18.00	\$180.00	
Independent Claims	1 - 3 =	0	X \$86.00	\$0.00	
Multiple dependent claim(s) (if applicable)		0	+ \$290.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$910.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					
SUBTOTAL =				\$910.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
TOTAL NATIONAL FEE =				\$910.00	
Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				+	
TOTAL FEES ENCLOSED =				\$910.00	
				Amount to be refunded	
				charged	

a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 13-2755 in the amount of \$910.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.


SEND ALL CORRESPONDENCE TO:

Customer No. 000210

MERCK & CO., INC.
 Patent Department, RY60-30
 P.O. Box 2000
 126 East Lincoln Avenue
 Rahway, New Jersey 07065-0970

DATE: September 24, 2004

PHONE #: (732) 594-3462


 SIGNATURE

Kenneth R. Walton
 NAME

32,951
 REGISTRATION NUMBER

DT 3'd PCT/PTO 24 SEP 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sandra Robertson, et al.

Serial No.: Not yet assigned (U.S. National Phase Application of International Application No. PCT/US03/07517, filed March 13, 2003)

Art Unit:
Not Yet Assigned

Docket No.: 21083YP

Mailed: September 24, 2004 (Express Mail)

For: PHARMACEUTICAL COMPOSITIONS CONTAINING
AN HIV INTEGRASE INHIBITOR AND A NONIONIC
SURFACTANTExaminer:
Not Yet AssignedCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450LETTER REGARDING THE BASIC NATIONAL FEE

Sir:

This communication forms part of the filing papers for the U.S. national phase application of International Application No. PCT/US03/07517. As indicated in Box 19 of the Transmittal Letter, a basic national fee of \$730 is being paid, which is the amount due when the international preliminary examination fee was paid to the USPTO but not all of the claims satisfy provisions of PCT Article 33(1)-(4). Please be advised that Applicant has not yet received from the USPTO the International Preliminary Examination Report (IPER) for this application. Accordingly, Applicant is paying the \$730 fee on the assumption that the IPER, once issued by the USPTO, will in fact state that all the claims do not satisfy Article 33. On the other hand, if the IPER states that all claims satisfy the provisions of Article 33, Applicant requests that, at the time of IPER issuance, the overpayment of \$630 (i.e., \$730 - \$100) be credited to Deposit Account No. 13-2755.

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ALEXANDRIA, VIRGINIA 22313-1450.
MAILED BY [Signature]
DATE Sept 24, 2004

Date: September 24, 2004

Respectfully submitted,

By:

Kenneth R. WaltonKenneth R. Walton, Reg. No. 32,951
Attorney for Applicants
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